



601 SW SECOND AVENUE, # 1900 PORTLAND, OREGON 97204

TEL: 503.425.6800 FAX: 503.425.6801 www.bannerwitcoff.com

**FACSIMILE TRANSMITTAL SHEET** To: FROM: Examiner S. Rampuria Byron S. Kuzara COMPANY: DATE: December 18, 2003 U.S.P.T.O. – Group Art Unit 2124 FAX NUMBER: **TOTAL NO. OF PAGES:** 703-872-9306 13 RE: **OUR REFERENCE NO.:** U.S. Serial No. 09/736,168 000407.00007 If you do not receive all page(s) or have any problems receiving this transmission, please call: NAME: Lesa Wolman PHONE: 503-425-6800

IMPORTANT/CONFIDENTIAL: This message is intended only for the use of the individual or entity to whom it is addressed. This message contains information from the law firm of BANNER & WITCOFF, LTD, which may be privileged, confidential or exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, retention, archiving, or copying of the communication is strictly prohibited. If you have received this communication in error, please notify us immediately at our telephone number listed above. We will be happy to arrange for the return of this message to our offices at no cost to you.

CHICAGO

COMMENTS:

WASHINGTON, D.C.

**BOSTON** 

PORTLAND, OR

PTO/SB/97 (05-03)

Approved for use through 0430/2003. OMB 0661-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

## Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office

on 2/4/04. Date

Byron S. Kuzara, #51,255 Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Amendment to Office Action dated 11/5/03 (10 pages) Fee Transmittal (1 page)

Serial No. 09/736,168 Attorney Docket No. 000407.00007

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the complete application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sem to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PTO/SB/17 (10-03)
Approved for use through 07/31/2006, OMB 0651-0032
U.S. Palent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respend to a collection of information unless it deplays a valid OMB control number.

|  |   | Complete If Known       |  |                 |  |                        |          |  |
|--|---|-------------------------|--|-----------------|--|------------------------|----------|--|
| FEE TRANSMITTAL  | Application Number 09/736.168                                     |                         |  |                 |  |                        |          |  |
| for FY 2004  |   | Filing Date 12/1        |  |                 | 5/00   |                        |          |  |
|  | First Named Inventor Na   |                         |  | Naot            | to Mataumoto   |                        |          |  |
| Effective 10/01/2003. Patent fees are subject to annual revision.  | Effective 10/01/2003. Patent fees are subject to annual revision. |                         |  | S. P.           | S. Rampuria  |                        |          |  |
| Applicant claims small entity status. See 37 CFR 1.27  | 7 Art Unit  |                         |  | 2124            | 2124   |                        |          |  |
| TOTAL AMOUNT OF PAYMENT (\$) 0   | Altorney Docket No.   |                         |  | 0004            | 000407.00007   |                        |          |  |
| METHOD OF PAYMENT (check all that apply)   | FEE CALCULATION (continued)                                       |                         |  |                 |  |                        |          |  |
| ☐ Check ☐ Credit card ☐ Money ☐ Other ☐ None Order  ☑ Deposit Account:   |   | 3. ADDITIONAL FEES      |  |                 |  |                        |          |  |
|  |   | Emilly                  | Small C  |                 |  |                        |          |  |
| Deposit  | Fee<br>Code   | Fee (5)                 | Fee<br>Code  | Fee<br>(\$)     | Fee De   | scription              | Fee Peld |  |
| Account 19-0733  | 1051<br>1052  | 130                     | 2051   | 85              | -  | filling fee or valh    |          |  |
| Number   |   | 50                      | 2052   | 25              | Surcharge - late<br>or cover sheet.  | provisional filing fee |          |  |
| Deposit Rapper P Withoff LTD   |   | 130                     | 1053   | 130             | Non-English spe  |                        |          |  |
| Account Name Banner & Witcoff, LTD.  |   | 2,520                   | 1812   | 2,520           |  |                        |          |  |
| The Director is suthorized to: (check all that apply)  | 1804  | Examiner ac             |  | Examiner action |  | <u> </u>               |          |  |
| Charge fee(s) indicated below  | 1805  | 1,840*                  | 1905 1,840° Requesting publication of SIR after<br>Examiner action |                 |  |                        |          |  |
| Charge fee(s) indicated below, except for the filling fee to the above-identified deposit account.                     | 1251  | 110                     | 2251   | 55              |  | ply within first month |          |  |
| FEE CALCULATION  | 1252  | 420                     | 2252   | 210             | Extension for reply within second month                                    |                        |          |  |
| 1. BASIC, FILING FEE   | 1253  | 950                     | 2253   | 475             | Extension for reply within third month                                     |                        |          |  |
| Large Endly Smell Entily   | 1254  | 1,480                   | 2264   | 740             | Extension for rep  | ply within fourth      | 1 1      |  |
| Fee Fee Fee Fee Fee Pescription Code (\$) Code (\$) Fee Paid   | 1255  | 2,010                   | 2255   | 1.005           |  | ply within fifth month |          |  |
| 1001 770 2001 385 Utility filling fee  | 1401  | 330                     | 2401   | 165             | Notice of Appeal   |                        |          |  |
| 1002 340 2002 170 Design filling fee   | 1402  | 330                     | 2402   | 165             | Filing a brief in support of an appeal                                     |                        |          |  |
| 1003 530 2003 265 Plant filing lee   | 1403  | 290                     | 2403   | 145             | Request for oral hearing   |                        |          |  |
| 1004 770 2004 385 Relsaue filling fee  | 1451  | 1,510                   | 1451   | 1,510           | Petition to institute a public use proceeding                              |                        |          |  |
| 1000 100 ) 2000 00 1104510/160 1100 1100   | 1452  | 110                     | 2452   | 55              | Petition to revive   |                        |          |  |
| SUBTOTAL (1) (\$) D  | 1453  | 1,330                   | 2463   | 865             | Petition to revive — unintentional   |                        | $\vdash$ |  |
| 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE  | 1501<br>1502  | 1,330                   | 2501<br>2502   | 685<br>240      | Utility issue fee (or refssue) Design issue fee                            |                        | $\vdash$ |  |
| Extra Fee from Fee   | 1503  | 640                     | 2503   |                 |  |                        |          |  |
| Total Claims 19 -20 = 0 X 18 = 0   | 1460  | 130                     | 1460   | 130             | Pelitions to the Commissioner  |                        |          |  |
| Total Claims 19 -20 = 0 X 18 = 0   | 1807  | 60                      | 1807   | 50              | Processing fee under 37 CFR 1.17 (q)                                       |                        |          |  |
| Claims 3 -3 - = 0 X 86 = 0   | 1806  | 180                     | 1806   | 180             | Submission of Information Disclosure<br>Stml                               |                        |          |  |
| Multiple Dependent Large Entity   Small Entity   | 8021  | .40<br>                 | 8021   | 40 _            | Recording each patent assignment per property (times number of properties) |                        |          |  |
| Fee Fee Fee Fee Fee Peecelollen  | 1609  | 770                     | 2909   | 385             | Filing a submission after final rejection<br>(37 CFR § 1.129(a))           |                        | ·        |  |
| 1202 19 2202 9 Claims in excess of 20  | 1810  | 770                     | 2910   | 385             | For each additional invention to be  |                        |          |  |
| 1201 86 2201 43 Independent claims in excess of 3<br>1203 260 2203 145 Multiple dependent claim, if not paid           | 1801  | 770                     | 2801   | 385             | examined (37 CFR § 1.129(b))  Request for Continued Examination (RCE)      |                        |          |  |
| 1204 86 2204 43 Reissue Independent cialms over original patent  | 1802  | 900                     | 1802   | 900             | Request for expedited examination  |                        |          |  |
| Tank 19 2208 9 TReissue claims In excess of 20 and   |   | of a design application |  |                 |  |                        |          |  |
| SUBTOTAL (2) (\$) 0  | Other fee (specify)   |                         |  |                 |  |                        |          |  |
| *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 0 **ar number previously paid, if graster, for Relsause, see above |   |                         |  |                 |  |                        |          |  |
| SUBMITTED BY Complete (II applicable)  |   |                         |  |                 |  |                        |          |  |
| Name (Print Type) Byron S. Kuzara (Right Mo. (Allomey/Agent) 51,255  |   |                         |  |                 | Telephone  | 503-425-6800           |          |  |
| Signature R. S. V.   |   |                         |  |                 | Date   | 2/4/04                 |          |  |

WARNING: balarmation on this form may become public. Credit card Information should not be

Included on this term. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The Information is required to obtain or retain a benefit by the public which is to like (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including galinating, preparing, and submitting the completed application form to the USPTO. Three will vary depending upon the individual case. Any comments on the amount of time you require to complete bits form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patent and Trademark Office, U.S. Department of Comments, P.O. Box 1450, Alexandria, VA 22313-1450.

DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-788-9199) and select option 2.